#### LAW OFFICES OF

## McGINN & GIBB, PLLC

A PROFESSIONAL LIMITED LIABILITY COMPANY PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW 8321 OLD COURTHOUSE ROAD, SUITE 200 VIENNA, VIRGINIA 22182-3817

TELEPHONE: (703) 761-4100 FACSIMILE/DATA: (703) 761-2375; 761-2376

E-MAIL: MCGINNGIBB @ AOL.COM

MAY 0 4 2005

SEAN M. MCGINN PHILLIP E. MILLER† FREDERICK E. COOPERRIDER† JAMES E. HOWARDT JAMES N. DRESSER JOHN J. DRESCH SCOTT M. TULINO J. BRADLEY WRIGHT!

TMEMBER OF BAR OTHER THAN VA

ANNAPOLIS, MD OFFICE FREDERICK W. GIBB, III MOHAMMAD S. RAHMANT PAMELA M. RILEYT

May 4, 2005

#### **VIA FACSIMILE**

(Total No. of Pages Transmitted: 5)

To: Examiner Mohammad A. Siddiqi

Group Art Unit: 2154

U.S.P.T.O.

From: John J. Dresch, Esq.

Facsimile No.: (703) 761-2375 or 76

Facsimile No.: 703-872-9306

Enclosed Statement of Substance of Telephone Interview

U.S. Patent Application No.: 09/893,599 Attorney Docket No.: YOR920010318US1

Our Reference: YOR.294

Dear Examiner Siddigi:

Re:

Enclosed a Statement of Substance of the Telephone Interview, which was conducted on May 4, 2005, in the above-referenced application, in compliance with M.P.E.P. § 713.04.

Thank you in advance for your kind consideration on this case.

Very truly yours,

John J. Dresch, Esq. Registration No. 46,672

JJD/SMM **Enclosure** 

# RECEIVED CENTRAL FAX CENTER

**YOR.294** 

MAY 0 4 2005

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Marcos Nogueira Novaes

Serial No.:

09/893,599

Group Art Unit:

2154

Filed:

June 29, 2001

Examiner:

Siddiqi, Mohammad A.

For: METHOD A SYSTEM FOR COLLABORATIVE WEB RESEARCH

Honorable Commissioner of Patents Alexandria, VA 22313-1450

### STATEMENT OF SUBSTANCE OF THE TELEPHONE INTERVIEW

Sir:

Please review and enter the following remarks summarizing the telephone interview conducted on May 4, 2005:

#### **INTRODUCTORY COMMENTS**

Remarks begin on page 2 of this paper.

Serial No. 09/893,599
Docket No. YOR920010318US1
(YOR.294)

2

#### REMARKS

As a preliminary matter, Applicant's representative would like to thank the Examiner for courtesies extended in the telephone interview conducted on May 4, 2005.

The Examiner stated that an Examiner's Interview Summary Record (PTOL-413) would be provided by the Examiner via facsimile.

Applicant also submits this Statement to comply with the requirements of M.P.E.P. § 713.04.

In the interview, the following was discussed:

A. Identification of claims discussed:

Claims 9-16 and 23-27.

B. Identification of prior art discussed:

None.

C. Identification of principal proposed amendments:

None.

D. Brief Identification of principal arguments:

Applicant noted that <u>claims 23-27</u> were <u>not</u> included in the Restriction Requirement mailed on April 4, 2005.

Applicant also requested confirmation with respect to whether claims 9-16, which depend from independent claim 1 (Group I), but have been deemed to be in Group II, should

Serial No. 09/893,599 Docket No. YOR920010318US1 (YOR.294) 3

have been subject to an Election of Species Requirement instead of a Restriction Requirement.

#### E. Results of the Interview:

The Examiner confirmed that claims 23-27 inadvertently were not included in the Restriction Requirement. Claims 23-27 properly should have been included in Group II of the Restriction Requirement.

The Examiner also noted that claims 9-16 incorrectly were included in Group II of the Restriction Requirement. Thus, claim 9-16 properly should have been included in Group I of the Restriction Requirement.

The Examiner kindly <u>agreed</u> that a <u>corrected Restriction Requirement</u> would be appropriate for correctly identifying the grouping of the claims, which the Examiner deems to be separate inventions.

The Examiner stated that a corrected Restriction Requirement would be mailed shortly and that the period for reply would be reset by the mailing of the corrected Restriction Requirement, thereby providing Applicant with a new 30 day period in which to consider and reply to the corrected groupings of the claims in the Restriction Requirement. Thus, Applicant will await the corrected Restriction Requirement (and no extension of time fees will be incurred by Applicant since a corrected Restriction Requirement is being issued).

The Examiner kindly stated that he would forward a copy of an Interview Summary to Applicant's representative (on May 4, 2005, the date of the telephone interview) stating

Serial No. 09/893,599 Docket No. YOR920010318US1 (YOR.294)

4

that a corrected Restriction Requirement would be issued and that the time period for reply would be reset by the corrected Restriction Requirement.

#### F. Conclusion:

It is believed that no petition or fee is required. However, if the USPTO deems otherwise, the Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Attorney's Deposit Account No. 50-0481.

Respectfully Submitted,

Date: May 4, 2005

John J. Dresch, Esq. Registration No. 46,672 Sean M. McGinn, Esq. Registration No. 34,386

McGinn & Gibb, PLLC 8321 Old Courthouse Road, Suite 200 Vienna, VA 22182-3817 (703) 761-4100

Customer No. 21254

#### **CERTIFICATE OF TRANSMISSION**

I certify that I transmitted via facsimile to (703) 872-9306 the enclosed Statement of Substance of the Telephone Interview to Examiner Mohammad A. Siddiqi on May 4, 2005.

John J. Dresch, Esq. Registration No. 46,672 Sean M. McGinn, Esq. Registration No. 34,386